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Attorneys for Defendant

ENTERPRISE TRUST COMPANY

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

RUTHE P. GOMEZ,

Plaintiff,

vs.

TRADERIGHT CORP. d/b/a TRADERIGHT  
SECURITIES, INC., ENTERPRISE TRUST  
COMPANY, and LOCKE HAVEN, LLC,

Defendants.

Case No. CV 08-0266 (WDB)

**STIPULATION AND [PROPOSED] ORDER  
EXTENDING TIME TO FILE RESPONSE  
TO COMPLAINT**

Case No. CV 08-0266 (WDB)  
STIPULATION AND [PROPOSED] ORDER EXTENDING  
TIME TO FILE RESPONSE TO COMPLAINT

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1 Pursuant to Local Rule 6-2, Plaintiff Ruthe P. Gomez, on the one hand, and Defendants  
2 Enterprise Trust Company (“Enterprise Trust”) and TradeRight Corporation (“TradeRight”), on the  
3 other hand, by and through their respective counsel of record, hereby stipulate and agree as follows:

4 WHEREAS, Ms. Gomez initiated this action in the Superior Court of the State of California in  
5 the County of Alameda (Case No. RG 07362098) on or about December 19, 2007;

6 WHEREAS, Enterprise Trust removed this action to this Court on or about January 15, 2008;

7 WHEREAS, on January 16, 2008, TradeRight filed its joinder in Enterprise Trust’s removal of  
8 this action to this Court;

9 WHEREAS, Ms. Gomez seeks, by this action, to transfer her trust accounts from Enterprise  
10 Trust to A.G. Edwards & Sons or other custodians;

11 WHEREAS, on January 23, 2008, the parties filed a Stipulation to extend time for Enterprise  
12 Trust and TradeRight to respond to the Complaint by approximately ten days, until Friday, February  
13 15, and this Court approved that Stipulation on January 25, 2008 (Dkt. No. 7);

14 WHEREAS, on February 12, 2008, the parties filed a second Stipulation to extend time for  
15 Enterprise Trust and TradeRight to respond to the Complaint by four weeks, until Friday, March 14,  
16 and this Court approved that Stipulation on February 12, 2008 (Dkt. No. 11);

17 WHEREAS, the Initial Case Management Conference in this action is set for April 23, 2008;

18 WHEREAS, no discovery has yet occurred;

19 WHEREAS, other than the one ten-day extension and one four-week extension referenced  
20 above, no other time modifications have been made in this action, whether by stipulation or by Court  
21 order;

22 WHEREAS, on March 14, 2008, counsel for Defendant Enterprise Trust Company will file a  
23 Motion to Withdraw Appearance in this case;

24 WHEREAS, Defendant Enterprise Trust Company may retain substitute counsel should the  
25 Motion to Withdraw Appearance be granted;

26 WHEREAS, this stipulated time modification will not have any effect on the schedule for this  
27 action;

1 NOW THEREFORE, IT IS HEREBY STIPULATED, by and between the undersigned, that

2 1. The time for Enterprise Trust and TradeRight to file a pleading responsive to the  
3 Complaint is extended up to and including March 28, 2008.

4 Dated: March 13, 2008

Respectfully submitted,

5 **HOWREY LLP**

6  
7 By: /s/ Benjamin K. Riley  
8 Benjamin K. Riley  
9 Attorneys for Defendant  
ENTERPRISE TRUST COMPANY

10 Dated: March 13, 2008

Respectfully submitted,

11 **GATTEY LAW OFFICES**

12  
13 By: /s./ Scott D. Gattey  
14 Scott D. Gattey  
15 Attorneys for Defendant  
16 TRADERIGHT CORP., d/b/a  
TRADERIGHT SECURITIES, INC.

17 Dated: March 13, 2008

Respectfully submitted,

18 **BALDWIN LAW GROUP**

19  
20 By: /s/ Patrick Baldwin  
21 Patrick Baldwin  
22 Attorneys for Plaintiff  
RUTHE P. GOMEZ

**[PROPOSED] ORDER**

PURSUANT TO STIPULATION, IT IS ORDERED that the time for Enterprise Trust and TradeRight to file a pleading responsive to the Complaint is extended up to and including March 28, 2008.

Dated: March \_\_\_\_, 2008

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The Honorable Wayne D. Brazil  
United States Magistrate Judge

**FILER'S ATTESTATION**

Pursuant to General Order No. 45, Section X, Subparagraph B, of the United States District Court for the Northern District of California, the undersigned attests that all parties have concurred in the electronic filing of this Stipulation and [Proposed] Order.

Dated: March 13, 2008

Respectfully submitted,

**HOWREY LLP**

By: /s/ Benjamin K. Riley  
Benjamin K. Riley  
Attorneys for Defendant  
ENTERPRISE TRUST COMPANY